

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

IN RE MICROSOFT CORP. ANTITRUST
LITIGATION

This Document Relates to:

Be, Inc. v. Microsoft Corp., No. JFM -02-2738
(N.D. Cal. No. C-02-0837)

MDL Docket No. 1332
Hon. J. Frederick Motz

**MOTION TO SHORTEN TIME FOR HEARING OF MOTION TO
COMMISSION OFFICER TO ADMINISTER OATH AND
TAKE TESTIMONY IN DEPOSITION OF FRANK ARNOLD**

Time When Movant Seeks Decision on Motion to Shorten Time:

Immediately.

Title of Underlying Motion: Motion to Commission Officer to Administer
Oath and Take Testimony in Deposition of Frank Arnold

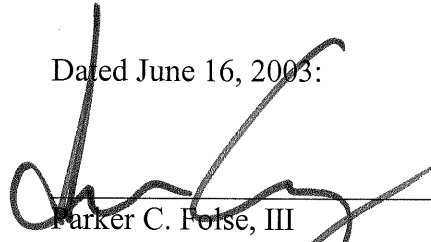
Time When Movant Seeks Decision on Underlying Motion: Tuesday, June
17, 5:00 p.m.

Time When Underlying Motion Would Otherwise be Decided: July 11,
2003.

Reason for Seeking Consideration on Shortened Time: The videotaped
deposition of Frank Arnold is scheduled to take place on Saturday, June 21, 2003,
in Paris, France. Nonrefundable expenses for airfare, hotel accommodations,
conference rooms, a court reporter, and videographic technicians have been incurred
in relation to this deposition. Microsoft has declined to stipulate to administration

of the oath and taking of testimony by the court reporter Be has retained to conduct the deposition. An immediate order from the court commissioning the court reporter to administer the oath and take testimony in the deposition of Frank Arnold if the court reporter is to administer the oath and take testimony at the deposition as scheduled.

Dated June 16, 2003:

A handwritten signature in black ink, appearing to read 'Parker C. Folse, III', is written over a horizontal line.

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